

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE  
(DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER		
AKIC126593		
U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)		
10/556,235		
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	EARLIEST PRIORITY DATE CLAIMED
PCT/JP04/06492	May 7, 2004	May 12, 2003
TITLE OF INVENTION		
DISK DEVICE		
APPLICANT(S) FOR DO/EO/US		
Shinichi FUJISAWA		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items:

- \_\_\_\_\_ 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- X   2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 37 U.S.C. 371.
- \_\_\_\_\_ 3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- \_\_\_\_\_ 4. The US has been elected (Article 31).
- \_\_\_\_\_ 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - \_\_\_\_\_ a. is attached hereto (required only if not communicated by the International Bureau).
  - \_\_\_\_\_ b. has been communicated by the International Bureau.
  - \_\_\_\_\_ c. is not required, as the application was filed in the United States Receiving Office (RO/US).
- \_\_\_\_\_ 6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

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- \_\_\_\_ 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
- \_\_\_\_ a. are attached hereto (required only if not communicated by the International Bureau).
- \_\_\_\_ b. have been communicated by the International Bureau.
- \_\_\_\_ c. have not been made; however, the time limit for making such amendments has NOT expired.
- \_\_\_\_ d. have not been made and will not be made.
- \_\_\_\_ 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- X  9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- \_\_\_\_ 10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

- \_\_\_\_ 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- \_\_\_\_ 12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
- \_\_\_\_ 13. A preliminary amendment. Please enter the Preliminary Amendment prior to calculation of the filing fee. The "Amendments to the Claims" section adds \_\_\_\_ additional pages to the application, bringing the total number of pages to \_\_\_\_.
- \_\_\_\_ 14. An Application Data Sheet under 37 C.F.R. 1.76.
- \_\_\_\_ 15. A substitute specification.
- \_\_\_\_ 16. A power of attorney and/or change of address letter.
- \_\_\_\_ 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 – 1.825 is transmitted herewith in printed and computer-readable formats. The paper and computer-readable copies of the sequence listing are the same and do not contain new matter. Entry of the sequence listing into the application is requested. The paper copy comprises \_\_\_\_ additional pages.
- \_\_\_\_ 18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
- \_\_\_\_ 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- \_\_\_\_ 20. Other items or information:

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The following fees are submitted:				<b>CALCULATIONS</b>	
21. _____ a) Basic national fee .....\$300				\$	
22. _____ b) Examination fee If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....\$0.00 All other situations .....\$200.00				\$	
23. _____ c) Search fee If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....\$0.00 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority .....\$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ....\$400.00 All other situations .....\$500.00				\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>					
_____ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is <b>\$250.00</b> for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round <b>up</b> to a whole number)	Rate		
- 100 =	/50=		x \$250	\$	
Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$130	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		x \$50	\$	
Independent claims	- 3 =		x \$200	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$130	
_____ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$	
Processing fee of \$130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	

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<b>TOTAL NATIONAL FEE =</b>		\$
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40 per property.</b>		\$
<b>TOTAL FEES ENCLOSED =</b>		\$130
	Amount to be refunded:	\$
	Amount to be charged:	\$

- \_\_\_\_\_ a. Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- X   b. Please charge my Deposit Account No. 03-1740 in the amount of \$130 to cover the above fees.
- X   c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1740. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

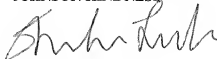
SEND ALL CORRESPONDENCE TO:

**Customer No. 26389**

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Respectfully submitted,

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